

**From:** john@mitre.org@inetgw  
**To:** Microsoft ATR  
**Date:** 1/28/02 10:31am  
**Subject:** Microsoft Settlement

To: Renata B. Hesse  
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As allowed under the Tunney Act, I want to comment on the settlement proposed to deal with the Microsoft anti-trust case. My main concern is that the proposed remedy fails to prohibit intentional incompatibilities historically used by Microsoft. In many documented instances in the past, Microsoft has purposefully made its applications impossible to run on competing operating systems. I believe that this is anti-competitive, given their admitted monopoly, yet the proposed remedy does not deal with this at all. See the following Web page for details of this:

<http://www.kegel.com/remedy/remedy2.html#caldera>

In general, I agree with the problems identified in Dan Kegel's analysis:

<http://www.kegel.com/remedy/remedy2.html>

Thank you.

- John Burger  
Writing for myself